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11
12 **UNITED STATES DISTRICT COURT**
13 **DISTRICT OF NEVADA**
14

15 United States of America,

16 Plaintiff,

17 v.

18 Matthew Smith,

19 Defendant.

Case No. 2:20-cr-00140-JCM-VCF

**First stipulation to continue
change of plea hearing**

20 The parties jointly request that this Court vacate the change of plea
21 scheduled for October 9, 2020, and continue it for at least 14 days because:

- 22 1. The USMS informed defense counsel that Smith has tested positive
23 for COVID-19, and he was unable to attend his video visit with
24 undersigned on October 7, 2020, as a result.
- 25 2. This continuance is necessary so that Smith can recover from his
26 illness before entering his plea.
3. Smith is in custody and agrees to the continuance.

1 DATED: October 8, 2020.

2 Rene L. Valladares
3 Federal Public Defender

Nicholas A. Trutanich
United States Attorney

4 */s/ Erin Gettel*
5 By _____
6 Erin Gettel
Assistant Federal Public Defender

/s/ Travis Leverett
By _____
Travis Leverett
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA
3

4 United States of America,

5 Plaintiff,

6 v.

7 Matthew Smith,

8 Defendant.
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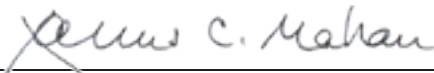
Case No. 2:20-cr-00140-JCM-VCF

**Order granting first stipulation
to continue change of plea
hearing**

10 Based on the stipulation of counsel, the Court finds that good cause exists to
11 continue the change of plea currently scheduled for October 9, 2020, for at least 14
12 days. The additional time is to allow Smith to recover from COVID-19 before
13 entering his guilty plea and not for purposes of delay. Smith is in custody and agrees
14 to the continuance. Accordingly,

15 IT IS HEREBY ORDERED that the change of plea currently scheduled for
16 October 9, 2020, at 10:30 a.m. is VACATED and RESET to Nov. 13, 2020 at
17 11:00 A.M.

18 DATED this 9th day of October, 2020.

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20 

21 James C. Mahan

22 United States District Judge
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